

IN CLERK'S OFFICE  
U.S. DISTRICT COURT ED.N.Y.IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

★ OCT 14 2004 ★

BROOKLYN OFFICE

RICHTER GEDEON VEGYESZETI GYAR RT., )

Plaintiff, )

v. )

GYMA LABORATORIES OF AMERICA, INC. )

et al., )

Defendants. )

No. 01-CV-4531 (VVP)

STIPULATION OF DISMISSAL

Pursuant to Fed.R.Civ.P. 41(a)(1)(ii), Plaintiff Richter Gedeon Vegyészeti Gyár RT and Defendants Fermentaciones y Sintesis Espanolas, S.A., Ercros, S.A. and GYMA Laboratories of America, Inc., hereby stipulate and agree that the above action, including their respective claims and counterclaims, be dismissed with prejudice and without any award of costs or fees to any party. The parties intend for this Court to retain jurisdiction for purposes of any dispute arising out of a confidential Settlement Agreement between the parties.

Dated: 10/12/04

## FOR RICHTER GEDEON VEGYESZETI GYAR RT

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and

By: Howard J. Susser

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SIGNATURES CONT'D

Dated: 10-5-04

FOR GYMA LABORATORIES OF AMERICA, INC.  
and FERMENTACIONES Y SINTESIS  
ESPANOLAS, S.A. AND ERCROS, S.A.

By: Harvey B. Jacobson, Jr. (HJ 9413)  
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IT IS SO ORDERED this 15<sup>th</sup> day of October 2004.

Rebecca J. ...  
United States District Judge

Brooklyn, NY